

§ 697.2

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less than 4,000, the major part of which circulation is within the county or counties contiguous thereto.

(j) *Finance and insurance.* The finance and insurance industry includes all banks (whether privately or government owned in whole or in part) and trust companies, credit agencies other than banks, holding companies, other investment companies, collection agencies, brokers and dealers in securities and commodity contracts, as well as carriers of all types of insurance, and insurance agents and brokers.

(k) *Ship maintenance.* This industry is defined as all work activity associated with ship repair and maintenance, including marine, railway, and dry dock operation.

(l) *Hotel.* This industry shall include all activities in connection with the operation of hotels (whether privately or government owned in whole or in part), motels, apartment hotels, and tourist courts engaged in providing lodging, with or without meals, for the general public, including such laundry and cleaning and other activities as are engaged in by a hotel or motel or other lodging facility on its own linens or on garments of its guests.

(m) *Tour and travel services.* This industry shall include the operation of tourist bureaus and of travel and passenger ticket services and agencies: *Provided, however,* that this industry shall not include the operation of a freight-shipping agency.

(n) *Private hospitals and educational institutions.* This industry shall include all activities performed in connection with the operation of private hospitals, nursing homes, and related institutions primarily engaged in the care of the sick, the aged or the mentally or physically disabled or for gifted children, preschools, elementary or secondary schools, or institutions of higher education: *Provided, however,* that this industry shall not include employees of

the Government of American Samoa or employees of any agency or corporation of the Government of American Samoa.

(o) *Garment manufacturing.* This industry is defined as the manufacture from any material of articles of apparel and clothing made by knitting, spinning, crocheting, cutting, sewing, embroidering, dyeing, or any other processes and includes but is not limited to all the following clothing: men's, women's, and children's suits, clothing and other products; hosiery; gloves and mittens; sweaters and other outerwear; swimwear; leather, leather goods, and related products; handkerchief, scarf, and art linen products; shirts; blouses; and underwear; uniforms and work clothing; and includes assembling, tagging, ironing, and packing apparel for shipping. This industry does not include manufacturing, processing or mending of apparel in retail or service establishments, including clothing stores, laundries, and other stores.

(p) *Miscellaneous activities.* This industry shall include every activity not included in any other industry defined herein.

[66 FR 44968, Aug. 27, 2001]

§ 697.2 Industry wage rates and effective dates.

Every employer shall pay to each employee in American Samoa, who in any workweek is engaged in commerce or in the production of goods for commerce, or is employed in any enterprise engaged in commerce or in the production of goods for commerce, as these terms are defined in section 3 of the Fair Labor Standards Act of 1938, wages at a rate not less than the minimum rate prescribed in this section for the industries and classifications in which such employee is engaged.

Industry	Minimum wage		
	Effective October 3, 2005	Effective October 18, 2005	Effective October 1, 2006
(a) Government Employees	\$2.77	\$2.84	\$2.91
(b) Fish Canning and Processing	3.26	3.26	3.26
(c) Petroleum Marketing	3.85	3.85	3.85
(d) Shipping and Transportation:			
(1) Classification A	4.09	4.09	4.09
(2) Classification B	3.92	3.92	3.92

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Industry	Minimum wage		
	Effective October 3, 2005	Effective October 18, 2005	Effective October 1, 2006
(3) Classification C	3.88	3.88	3.88
(e) Construction	3.60	3.60	3.60
(f) Retailing, Wholesaling, and Warehousing	3.10	3.10	3.10
(g) Bottling, Brewing, and Dairy Products	3.19	3.19	3.19
(h) Printing	3.50	3.50	3.50
(i) Publishing	3.63	3.63	3.63
(j) Finance and Insurance	3.99	3.99	3.99
(k) Ship Maintenance	3.34	3.42	3.51
(l) Hotel	2.86	2.93	3.00
(m) Tour and Travel Services	3.31	3.39	3.48
(n) Private Hospitals and Educational Institutions	3.33	3.33	3.33
(o) Garment Manufacturing	2.68	2.68	2.68
(p) Miscellaneous Activities	2.57	2.63	2.70

[70 FR 57723, Oct. 3, 2005]

§ 697.3 Notices.

Every employer subject to the provisions of § 697.2 shall post in a conspicuous place in each department of his establishment where employees subject to the provisions of § 697.2 are working such notices of this part as shall be prescribed from time to time by the Administrator of the Wage and Hour Division of the U.S. Department

of Labor, and shall give such other notice as the Administrator may prescribe.

[41 FR 24121, June 15, 1976. Redesignated and amended at 66 FR 44969, Aug. 27, 2001]

§ 697.4 Effective dates.

The wage rates specified in § 697.2 shall be effective on October 18, 2005, except as otherwise specified.

[70 FR 57724, Oct. 3, 2005]